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Date: October 21, 2004

By: Dee Dee Sutherland

Dee Dee Sutherland

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: LIPTON, James M.

APPLICATION No.: 10/714,343

FILED: November 14, 2003

FOR: **MODIFIED ALPHA-MSH PEPTIDES AND  
DERIVATIVES THEREOF**

ART UNIT: 1654

CONF. NO. 4070

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES**

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Dear Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed October 13, 2004 (copy enclosed), applicant submits a substitute sequence listing printout, a floppy diskette containing computer readable form, and a Statement under 37 CFR § 1.821.

No fee is believed to be due with this transmittal. However, if applicant is mistaken, please charge any underpayment for timely filing of this Response to Deposit Account No. 50-2586.

Respectfully submitted,  
Perkins Coie LLP

Dated: October 21, 2004

By: David P. Devlin

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/714,343	11/14/2003	James M. Lipton	54275.8016.US01

34055  
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OCT 15 2004

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CONFIRMATION NO. 4070

FORMALITIES LETTER



\*OC000000014063518\*

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**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
 CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
 DISCLOSURES**

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
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*A copy of this notice **MUST** be returned with the reply.*

Gliden N.

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